

**REQUEST FORM FOR  
APPLICATION UNDER 37 CFR 1.53(b)**

DOCKET NUMBER: 50179-087

Prior Application:

Art Unit: 1652  
Examiner: M. Rao

jc841 U.S. PTO  
09/776910  
02/06/01

Commissioner for Patents  
Washington, DC 20231

Sir:

This is a Request for filing a **Divisional** application under 37 CFR 1.53(b) of pending prior application Serial No. 09/068,960, filed on May 20, 1998, entitled MALATHION CARBOXYLESTERASE, by the following named inventors: Robyn Joyce RUSSELL, Richard David NEWCOMB, Peter Malcolm CAMPBELL, Geoffrey Charles de Quetteville ROBIN, Charles CLAUDIANOS, Kerrie-Ann SMYTH, Thomas Mark BOYCE, John Graham OAKESHOTT, Jeremy Colin BROWNLIE.

1. ☒ I hereby state that the enclosed application contains no new matter.
2. Oath or Declaration
  - a. ☐ Newly executed (original or copy)
  - b. ☒ Copy from a prior application (37 CFR 1.63(d))
    - i. ☐ Deletion of inventor(s)  
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
3. ☒ Incorporation By Reference (useable if Box 2b is checked)  
The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 2b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
4. ☒ Preliminary Amendment is enclosed.
5. ☒ An Information Disclosure Statement and PTO1449 Form are submitted herewith.
6. ☒ Cancel claims 1-8 and 12.

7. The filing fee is calculated on the basis of the claims existing in the prior application as amended at 4 and 6 above:

|   | NO. OF<br>CLAIMS |     | EXTRA<br>CLAIMS | RATE      | AMOUNT          |
|---|------------------|-----|-----------------|-----------|-----------------|
| Total Claims  | 20               | -20 | 0               | \$18.00 = | \$0.00          |
| Independent Claims  | 6                | -3  | 3               | \$80.00 = | \$240.00        |
| Basic Application Fee                                     |                  |     |                 |           | \$710.00        |
| If multiple dependent claims are presented, add \$0.00    |                  |     |                 |           | \$0.00          |
| Total Application Fee                                     |                  |     |                 |           | \$950.00        |
| Subtract ½ if small entity                                |                  |     |                 |           | \$0.00          |
| <b>TOTAL APPLICATION FEE DUE</b>                          |                  |     |                 |           | <b>\$950.00</b> |
| <b>AMOUNT TO BE CHARGED TO DEPOSIT ACCOUNT NO. 500417</b> |                  |     |                 |           | <b>\$950.00</b> |

- 7a. ☐ Enclosed is a Verified Statement to establish small entity status under 37 CFR 1.9 and 37 CFR 1.27.
- 7b. ☐ A verified Statement to establish small entity status under 37 CFR 1.9 and 37 CFR 1.27 was filed in prior application and such status is still proper and desired.
- 8a. ☒ **PLEASE CHARGE DEPOSIT ACCOUNT 500417 in the amount of \$950.00**
- 8b. ☒ The Commissioner is hereby authorized to charge fees under 37 CFR 1.16 and 1.17 which may be required, including any extension of time fees to maintain the pendency of the parent application Serial No. 09/068,960 or credit any overpayment to Deposit Account No. 500417.
9. ☒ Amend the specification by inserting before the first line the sentence:  
  
--This application is a Divisional of Application Serial No. 09/068,960 filed May 20, 1998, which is a 371 of International Application Serial No. PCT/AU96/00746.--
10. ☒ Priority of Application Serial No. PN 6751, filed on November 23, 1995 in Australia, is claimed under 35 USC 119.
11. ☒ The prior application is assigned of record to  
  
**Commonwealth Scientific and Industrial Research Organisation**  
Campbell, Australia
12. ☒ The power of attorney in the prior application is to:  
  
McDermott, Will & Emery, formerly Lowe, Price, LeBlanc & Becker
13. ☒ Also enclosed:  
  
Sequence Listing  
Correspondence Address Change  
Request for Approval of Drawing Amendment  
Transmittal of Formal Drawings

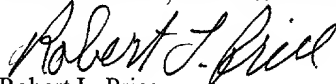
14. ☐ A petition, fee and response has been filed to extend the term in the pending prior application until .

Address all future communications to: (May only be completed by applicant, or attorney or agent of record)

McDermott, Will & Emery  
600 13th Street, N.W.  
Washington, DC 20005-3096

Respectfully submitted,

MCDERMOTT, WILL & EMERY



Robert L. Price

Registration No. 22,685

600 13<sup>th</sup> Street, N.W.  
Washington, DC 20005-3096  
(202) 756-8000 RLP:dtb  
**Date: February 6, 2001**  
Facsimile: (202) 756-8087

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Application of

Robyn Joyce RUSSELL, et al.

Serial No.:

(Divisional of Serial No. 09/068,960)

Group Art Unit:

Filed: February 06, 2001

Examiner:

For: MALATHION CARBOXYLESTERASE

CORRESPONDENCE ADDRESS CHANGE

Commissioner for Patents and Trademarks  
Washington, D. C. 20231

Sir:

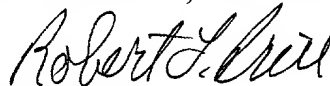
Please change the records to indicate the current firm name and telephone number for the above-identified application and forward all future correspondence as follows:

McDERMOTT, WILL & EMERY  
600 13th Street, N.W.  
Washington, DC 20005-3096

202-756-8000  
Facsimile: 202-756-8087

Respectfully submitted,

MCDERMOTT, WILL & EMERY



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